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In re Application of:
MOCHI, Gianni, et al. :
U.S. Application No.: 10/540,374 :
Int'l Application No: PCT/EP2003/014559 :
Int'l Filing Date: 18 December 2003 :
Priority Date: 23 December 2002 :
Atty Docket No.: 6097P066 :
For: SYSTEM FOR ESTIMATION AND :
CONTROL OF CONCENTRATIONS OF :
POLLUTANT GASES AT THE :
DISCHARGE OF A GAS TURBINE :

DECISION ON RENEWED
PETITION UNDER
37 CFR 1.137(b)

This decision is issued in response to the "Renewed Petition Under 37 CFR 1.137(b)" filed 21 February 2008. No additional petition fee is required.

BACKGROUND

The procedural background for the present application was set forth in the decision mailed on 18 December 2007. In that decision, applicants' petition under 37 CFR 1.47(a) was dismissed as moot based on applicants' submission of a fully executed declaration and applicants' petition for revival under 37 CFR 1.137(b) was dismissed without prejudice for failure to satisfy all the requirements of a grantable petition. Specifically, the petition required applicants to provide further evidence to confirm that the entire delay in filing the petition for revival was unintentional.

On 21 February 2008, applicants filed the "Renewed Petition Under 37 CFR 1.137(b)" considered herein.

DISCUSSION

The renewed petition includes supplemental materials providing a detailed account of applicants' actions at the time the application became abandoned and up until the filing of the petition for revival. The present submission, in combination with the original petition for revival, provides an acceptable showing that the delay in filing the petition for revival was not deliberate and that entire delay in filing the required reply and the petition for revival was unintentional. Accordingly, the final requirement for a grantable petition for revival under 37 CFR 1.137(b) has now been satisfied.

CONCLUSION

The renewed petition for revival under 37 CFR 1.137(b) is **GRANTED**.

The application is being referred to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 30 November 2007.

RRR

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